

Department of Defense of the procurement functions, and related functions, of the Department of Defense.

(Added Pub. L. 116-283, div. A, title XVIII, §1807(b)(1), Jan. 1, 2021, 134 Stat. 4157.)

#### PRIOR PROVISIONS

A prior section 3062 was renumbered section 7062 of this title.

#### EFFECTIVE DATE

Section effective Jan. 1, 2022, with additional provisions for delayed implementation and applicability of existing law, see section 1801(d) of Pub. L. 116-283, set out as an Effective Date of 2021 Amendment note preceding section 3001 of this title.

#### RESTRICTION ON DEPARTMENT OF DEFENSE PROCUREMENT OF CERTAIN ITEMS CONTAINING PERFLUOROOCTANE SULFONATE OR PERFLUOROOCTANOIC ACID

Pub. L. 116-283, div. A, title III, §333, Jan. 1, 2021, 134 Stat. 3531, provided that:

“(a) PROHIBITION.—The Department of Defense may not procure any covered item that contains perfluorooctane sulfonate (PFOS) or perfluorooctanoic acid (PFOA).

“(b) DEFINITIONS.—In this section, the term ‘covered item’ means—

“(1) nonstick cookware or cooking utensils for use in galleys or dining facilities; and

“(2) upholstered furniture, carpets, and rugs that have been treated with stain-resistant coatings.

“(c) EFFECTIVE DATE.—This section shall take effect on April 1, 2023.”

### § 3063. Covered agencies

For purposes of any provision of law referring to this section, the agencies named in this section are the following:

- (1) The Department of Defense.
- (2) The Department of the Army.
- (3) The Department of the Navy.
- (4) The Department of the Air Force.
- (5) The Coast Guard.
- (6) The National Aeronautics and Space Administration.

(Added and amended Pub. L. 116-283, div. A, title XVIII, §1807(c)(1), (2), Jan. 1, 2021, 134 Stat. 4157.)

#### CODIFICATION

The text of pars. (1) to (6) of section 2303(a) of this title, which were transferred to this section by Pub. L. 116-283, §1807(c)(2), was based on act Aug. 10, 1956, ch. 1041, 70A Stat. 128; Pub. L. 85-568, title III, §301(b), July 29, 1958, 72 Stat. 432; Pub. L. 98-369, div. B, title VII, §2722(b)(1)(C), (D), July 18, 1984, 98 Stat. 1187.

#### PRIOR PROVISIONS

A prior section 3063 was renumbered section 7063 of this title.

#### AMENDMENTS

2021—Pars. (1) to (6). Pub. L. 116-283, §1807(c)(2), transferred pars. (1) to (6) of section 2303(a) of this title to this section.

#### EFFECTIVE DATE

Section and amendment by Pub. L. 116-283 effective Jan. 1, 2022, with additional provisions for delayed implementation and applicability of existing law, see section 1801(d) of Pub. L. 116-283, set out as an Effective Date of 2021 Amendment note preceding section 3001 of this title.

### § 3064. Applicability of chapter 137 legacy provisions

(a) GENERAL APPLICABILITY.—Any provision of this part that is a chapter 137 legacy provision;<sup>1</sup> applies to the procurement by any by any<sup>2</sup> of the agencies named in section 3063 of this title, for its use or otherwise, of all property (other than land) and all services for which payment is to be made from appropriated funds.

(b) APPLICABILITY TO CONTRACTS FOR INSTALLATION OR ALTERATION.—The provisions of this part that are chapter 137 legacy provisions that apply to the procurement of property apply also to contracts for its installation or alteration.

(Added and amended Pub. L. 116-283, div. A, title XVIII, §1807(c)(1), (3), Jan. 1, 2021, 134 Stat. 4157.)

#### CODIFICATION

The text of subsec. (a) introductory provisions and subsec. (b) of section 2303 of this title, which were transferred to this section and amended by Pub. L. 116-283, §1807(c)(3), was based on act Aug. 10, 1956, ch. 1041, 70A Stat. 128; Pub. L. 98-369, div. B, title VII, §2722(b)(1)(A), (B), (3), July 18, 1984, 98 Stat. 1187.

#### PRIOR PROVISIONS

A prior section 3064 was renumbered section 7064 of this title.

#### AMENDMENTS

2021—Pub. L. 116-283, §1807(c)(3), transferred introductory provisions of subsec. (a) and subsec. (b) of section 2303 of this title to this section.

Subsec. (a). Pub. L. 116-283, §1807(c)(3)(A), inserted heading and substituted “Any provision of this part that is a chapter 137 legacy provision;” for “This chapter”, “by any of the agencies named in section 3063 of this title” for “of the following agencies”, and period for colon at end.

Subsec. (b). Pub. L. 116-283, §1807(c)(3)(B), inserted heading and substituted “The provisions of this part that are chapter 137 legacy provisions” for “The provisions of this chapter”.

#### EFFECTIVE DATE

Section and amendment by Pub. L. 116-283 effective Jan. 1, 2022, with additional provisions for delayed implementation and applicability of existing law, see section 1801(d) of Pub. L. 116-283, set out as an Effective Date of 2021 Amendment note preceding section 3001 of this title.

### § 3065. Assignment and delegation of procurement functions and responsibilities: delegation within agency

Except to the extent expressly prohibited by another provision of law, the head of an agency may delegate, subject to his direction, to any other officer or official of that agency, any power under any provision of this part that is a chapter 137 legacy provision.

(Aug. 10, 1956, ch. 1041, 70A Stat. 132, §2311; Pub. L. 85-800, §11, Aug. 28, 1958, 72 Stat. 967; Pub. L. 87-653, §1(g), Sept. 10, 1962, 76 Stat. 529; Pub. L. 90-378, §3, July 5, 1968, 82 Stat. 290; Pub. L. 97-86, title IX, §§907(c), 909(f), Dec. 1, 1981, 95 Stat. 1117, 1120; Pub. L. 98-369, div. B, title VII, §2726, July 18, 1984, 98 Stat. 1194; Pub. L. 98-525, title XII, §1214, Oct. 19, 1984, 98 Stat. 2592; Pub. L. 98-577,

<sup>1</sup> So in original. The semicolon probably should not appear.

<sup>2</sup> So in original.